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Via CM/ECF

October 9, 2020

Honorable Arlene R. Lindsay
United States District Court for the Eastern District of New York
814 Federal Plaza
Central Islip, NY 11722

**Re: *Hymes v. Bank of America, N.A.*, No. 2:18-cv-02352 (RRM/ARL)
Cantero v. Bank of America, N.A., No. 1:18-cv-04157 (RRM/ARL)**

Dear Judge Lindsay:

Pursuant to Your Honor's July 6, 2020 minute order, the parties write to provide a joint status report.

As the parties previously notified Your Honor, Bank of America moved for interlocutory appeal of Chief Judge Mauskopf's order rejecting Bank of America's National Bank Act preemption defense. *See Hymes* ECF No. 65; *Cantero* ECF No. 51. On October 7, 2020, Chief Judge Mauskopf entered an order granting that motion and stayed proceedings in this case pending a decision from the Second Circuit on Bank of America's petition(s) for permission to file an interlocutory appeal. *See Hymes* ECF No. 79; *Cantero* ECF No. 59.

Bank of America is authorized to state that Plaintiffs' counsel has reviewed this letter and authorizes Bank of America to file it on behalf of all parties to this case.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on October 9, 2020, I caused a true and correct copy of the foregoing to be served by electronic means, via the Court's CM/ECF system, on all counsel registered to receive electronic notices.

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